

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

DESHAWN MALONE,

Plaintiff,

v.

CORRECTIONAL OFFICER MARTINEZ,

Defendant.

2:03-cv-00363 FCD KJM P

**ORDER GRANTING
REQUEST FOR LEAVE TO
FILE MOTION FOR
SUMMARY JUDGMENT**

The Court, having considered Defendant's request for leave to file a motion for summary judgment, and good cause having been found:

IT IS HEREBY ORDERED: The Court will accept and consider Defendant's motion for summary judgment.

Dated: November 3, 2006.



U.S. MAGISTRATE JUDGE